

REMARKS/ARGUMENTS

Claims 1-29 are pending in the Application. All claims stand rejected. In response to the Office Action dated March 22, 2005 the Applicant has submitted a declaration under 37 CFR § 1.132.

1. Rejections under 35 U.S.C. § 102(a)

Claims 1-29 were rejected under 35 U.S.C. §102(a) as being clearly anticipated by Zachary et al. (CHI Systems Technical Report 001004.9915, entitled "Developing a Multi-Tasking Cognitive Agent Using the Cognet/iGen Integrative Architecture"). In response to this rejection the applicant has submitted a declaration under 37 CFR § 1.132 indicating that he is the sole creator of the subject material disclosed in the technical report that has been claimed in the current application.

"An uncontradicted "unequivocal statement" from the applicant regarding the subject matter disclosed in an article, patent, or published application will be accepted as establishing inventorship. *In re DeBaun*, 687 F.2d 459, 463, 214 USPQ 933, 936 (CCPA 1982)." See M.P.E.P. 716.10.

The Applicant has submitted a declaration establishing himself as the sole creator of the subject material disclosed in the technical report that has been claimed in the current application. As such, the technical report does not qualify as prior art under 35 U.S.C. § 102(a) and the rejection is improper.

Therefore, the Applicant respectfully submits that claims 1-29 are in condition for allowance since all rejections have been overcome.

2. Conclusion

The Applicant has made an earnest effort to place this application in condition for allowance. If the Examiner feels that a telephone interview would expedite prosecution of this patent application, he is respectfully invited to telephone the undersigned at 215-599-0600.

DOCKET NO.: CHI-1002

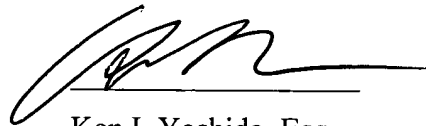
Serial No.: 09/823,103

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June 10, 2005

PATENT

Respectfully submitted,

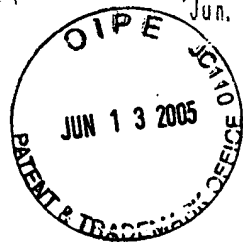
A handwritten signature in black ink, appearing to read 'Ken I. Yoshida', written over a horizontal line.

Ken I. Yoshida, Esq.
Reg. No. 37,009

Date: June 10, 2005

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2128



Jun. 8. 2005 5:01PM KNOBLE YOSHIDA & DUNLEAVY LLC
DOCKET NO.: CHI-1002

No. 5826 P. 3/4
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: IORDANOV et al.

Serial No.: 09/823,103

Group No.: 2128

Filed: 3/30/2001

Examiner: JONES, Hugh M.

**For: A METHOD OF AND SYSTEM FOR PROVIDING METACOGNITIVE
PROCESSING FOR SIMULATING COGNITIVE TASKS**

I, Iris C. Rousey, certify that this correspondence is
being deposited with the U.S. Postal Service as First
Class mail in an envelope addressed to the
Commissioner for Patents, P.O. Box 1450, Alexandria,
VA 22313-1450.

On June 7, 2005

Iris C. Rousey
Iris C. Rousey

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION UNDER 37 CFR § 1.132

I, Wayne Zachary, hereby declare that:

- (1) That I reside at 1255 Tressler Drive, For¹ Washington, PA 19034.
- (2) That I am a co-inventor of Application Serial No. 09/823,103 filed on March 30, 2001.
- (3) That I am listed as a co-author of CHI Systems Technical Report 001004.9915
entitled "Developing a Multi-Tasking Cognitive Agent Using the Cognet/iGen
Integrative Architecture."
- (4) That I am the sole creator of the subject material disclosed in the CHI Systems
Technical Report 001004.9915 that has been claimed in the current patent application.

Jun. 8. 2005 5:01PM KNOBLE YOSHIDA & DUNLEAVY LLC
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June 8, 2005

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(5) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

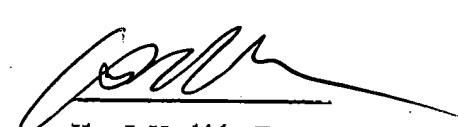


Wayne Zachary, Ph.D

Respectfully submitted,

Date: June/8, 2005

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